

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JAVIER CASTILLO,

Plaintiff,

v.

WCC SUPERINTENDENT, *et al.*,

Defendants.

CASE NO. C18-5796RBL

ORDER

THIS MATTER is before the Court on Magistrate Judge Creatura's Report and Recommendation [Dkt. # 40]. The R&R recommends that the Court Grant Defendants' Motion for Summary Judgment [Dkt. # 26] and Dismiss the case with prejudice. It also recommends revoking Plaintiff Castillo's *in forma pauperis* status in the event he appeals.

(1) The Report and Recommendation is **ADOPTED**;

(2) Defendants' Motion for Summary Judgment is **GRANTED**, and all of Castillo's claims are **DISMISSED** with prejudice;

(3) For the reasons articulated in the R&R, Castillo's *in forma pauperis* status is **REVOKED** in the event of an appeal;

(4) Castillo's Motion for an Extension of Time [Dkt. # 41] is **DENIED** as moot; and

1 (5) The Clerk shall send copies of this Order to the parties and to Magistrate Judge
2 Creatura.

3 IT IS SO ORDERED.

4 Dated this 3rd day of March, 2020.

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7 Ronald B. Leighton
8 United States District Judge
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